

**IN THE UNITED STATES DISTRICT COURT
FOR THE STATE OF DELAWARE**

DENNIS SMITH

PLAINTIFF

V.

EX - POLICE CHIEF GUY D. BAYNARD,
INDIVIDUALLY AS AGENT OF
FRANKFORD TOWNSHIP

AND

FRANKFORD POLICE DEPARTMENT
AND

JESSE TRUITT, INDIVIDUALLY AND AS
COUNCILMAN AND POLICE
COMMISSIONER, AND AGENT FOR
FRANKFORD TOWNSHIP

AND

ALBERT OLIVER, INDIVIDUALLY AND
AS COUNCILMAN, AND AGENT FOR
FRANKFORD TOWNSHIP

AND

STEVEN C. BROUGHT, INDIVIDUALLY AND
AS FORMER COUNCILMAN PRESIDENT,
AND AS AGENT FOR FRANKFORD
TOWNSHIP

AND

KENNETH LYNCH, INDIVIDUALLY
AND COUNCILMAN AND AS AGENT FOR
FRANKFORD TOWNSHIP

AND

THOMAS W. ESENDER, INDIVIDUALLY
AND AS FORMER COUNCILMAN
PRESIDENT, AND AS AGENT FOR
FRANKFORD TOWNSHIP

AND

THEODORE ELSE, INDIVIDUALLY AND
AS COUNCILMAN, AND AS AGENT FOR
FRANKFORD TOWNSHIP

Case No. **98 - 00639 JJF**

**"Federal Question(s)"
Illegally - Delayed**

28 U.S.C.A. § 1331.

DEFENDANTS

)
)

Re; Continued "Obstruction(s)" of "Justice". "Memorandum of Law in direct
– unequivocal total;

" O P P O S I T I O N "

To the meaningless, / vitreous, "Super – Transparent," superficial – only
purported, legal – like, Vel non document(s) thence forth apparently
forwarded (via) Mr. Bruce C. Heron esq., { Vel non }

Please Take Legal Notice

To; Mr. Peter T. Dalleo, incumbent / Active Clerk; of this Notorious
District of Delaware,.

To; The Honorable Staff of incumbent / Active Chief Judge Hon. "Gregory
M. Sleet' – Sir;

02nd Legal Notice to Legally Avoid a link – chain continued / still
continuing unrealistic on the record depraved mind – like super colluded /
Conspiracy, **42 U.S.C.A § 1985(3). § 1981(a).**

Please Review on the Record,.

I, Mr. Dennis L. Smith Pro se did in fact legally systematically file on;
July 19th 2007 a very unique, lethal relevant / pertinent Motion to;
"Legally,," As, Follow(s); To;

{01}. "Disqualify" the de facto; Hon. Vel non Federal Judge Joseph J.
Farnan Jr., do to the fact, / fact(s) of this divisive – like connotation(s)
of explicit unacceptable racial divide,.

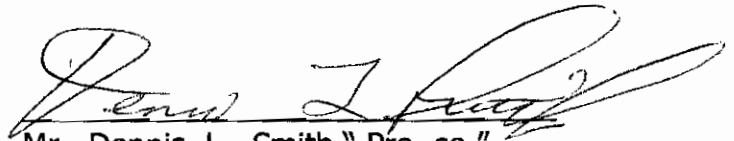
And the exact, United States Code that legally was forwarded to this
court,. Was to be filed / Docketed Heretofore / Hereunder;

28 U.S.C.A. § 455(b)(1), ONLY,. In which / which is to be defined as
Only as legally Federalized as written,.

To; Disqualify,. {03rd} - "Notice / {SAME}; The, repeated - repetitive
issuable - defense based baseless game(s),. Of the so – called attorney
for the culpable Town of Frankford,. Truly is Sickening,. And **so, so**
obvious on the irrelevant - impertinent contrary,. Mr. Herron's track –
record of games will legally end,. As soon as I get a Federal Judge who
will adhere and Honorably legally uphold; **28 U.S.C.A. § 453**. In
meaning yes all Federal Justice(s) / Judgeship(s) / Judge(s) are legally –
lawfully sworn in; To be impartial unprejudiced, and to uphold the
expeditious administration of Justice, and to be fair to the **RICH** and
POOR,

Update; this was sadly legally – lawfully docketed / initiated **November 16th 1998**,. And that ALONE speak(s) for ITSELF,.

Respectfully, Submitted,

A handwritten signature in cursive script, appearing to read "Dennis L. Smith".

Mr. Dennis L. Smith " Pro se "
P.O. Box 311
Selbyville, Delaware 19975 - 0311

Date August 17, 2007

**IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF
DELAWARE**

DENNIS L. SMITH

Plaintiff,

vs.

EX – POLICE CHIEF GUY D.
BAYNARD, INDIVIDUALLY AND AS
AGENT OF FRANKFORD TOWNSHIP,
et al.,

Defendants

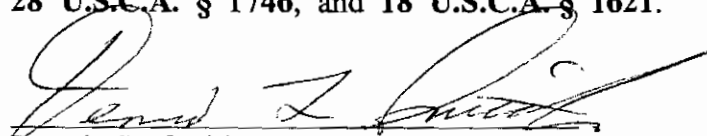
C.A. No. 98 – 00639 JJF

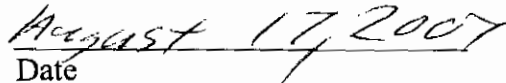
AFFIDAVIT OF DENNIS L. SMITH

STATES OF DELAWARE :
: SS.
NEW CASTLE COUNTY :

The, preceding - indelible truthful – statement(s) in the **MEMORANDUM OF
LAW**, are true to the best of my knowledge and belief(s); of, Dennis L. Smith and
are in full vehement compliance / Compliance(s) Here-with / Here – under;

28 U.S.C.A. § 1746, and 18 U.S.C.A. § 1621.


Dennis L. Smith


Date

CERTIFICATE OF SERVICE

I hereby certify that two true copies of the **MEMORANDUM OF LAW** have been certified mailed or hand delivered on this 17 day of August 2007, to defendants' counsel and the following addresses:


Judge Joseph J. Farnan, Jr.
Office of the Clerk
United States District Court
844 N. King Street, Lockbox 18
Wilmington, DE 19801 -3570
Hand Delivered

The Honorable Robert Daisey, Mayor
of the Town of Frankford
P.O. Box 550
#5 Main Street
Frankford, Delaware 19945
Certified Mail
7002 2410 0001 0232 9836

Mr. Bruce C. Herron esq.,
1220 North Market Street # 300
P.O. Box 25047
Wilmington, Del., 19899 - 5047
Hand Delivered

Ms. Dianna L. Mondeau
Scottsdale Insurance Company
P.O. Box 4120
Scottsdale, AZ 85261 - 4120
Certified Mail
7002 2410 0001 0239 0584

All mentioned above, certified mailed or hand Delivered by Dennis L. Smith


Dennis L. Smith